

TO: Mayor and Board of Trustees
FROM: Village Administrator Steve Stricker and Staff
SUBJECT: Regular Meeting of September 10, 2012
DATE: September 10, 2012

PLEDGE OF ALLEGIANCE: Molly Gricus, Gower West Elementary School

PRESENTATION BY DEPARTMENT OF DEFENSE: **Patriots Award**

I have been informed by my old friend George Graves that Police Chief John Madden and Deputy Police Chief Tim Vaclav have been selected by the Employer Support of the National Guard and Reserve Committee to receive a "Patriots Award." George will be attending Monday night's meeting and will present the award. Both Chief Madden and Deputy Chief Vaclav will be in attendance at the meeting to accept this honor.

6. ORDINANCES

A. Annex Property (Compass – 15W580 North Frontage Road)

Attached is an Ordinance annexing the Compass Truck property at 15W580 North Frontage Road. The property is surrounded on all sides by the Village borders. As per Illinois State Statutes, the Village may initiate the annexation of the property without the consent of the property owner. As required by law, proper notices have been provided to the property owner. Approval of this Ordinance would result in the annexation of the property into the Village.

The preparation of this Ordinance was in response to the property owners' request for zoning approval from DuPage County to add a truck driving school to the existing truck sales business. The Village has received complaints from neighbors about noise related to the truck driving school and additional traffic on the streets. In order to ensure that the County did not approve the zoning for a truck driving school and to ensure that the property complies with local Village zoning regulations, the Board directed staff to initiate the forced annexation of the property.

In response to the notice of annexation, the attorney for the property owner has contacted staff and asked that the Village enter into an Annexation Agreement with the property owner. Staff suggested to the attorney that he withdraw the County zoning request before the Village would consider negotiating an Annexation Agreement. Attached is a copy of a letter to the County withdrawing the zoning request and a copy of an email from the County confirming that the zoning request has been withdrawn.

The attorney has also been told that the Village has serious concerns about the truck driving school and its impact on the neighbors. The other primary

concern with the property is the need to enhance the landscaping at the north end of the property adjacent to residential properties on 75th Street.

If the Village Board prefers to proceed with the forced annexation, the property owner would be immediately notified of the following Village zoning requirements:

- The existing truck sales business, being legally established in DuPage County, may continue indefinitely, but the buildings and structures may not be altered unless the property is rezoned and/or otherwise brought into conformance with the Zoning Ordinance. Upon annexation, the property would remain in the R-1 District unless and until it is rezoned.
- The truck driving school is not a legally established use of the property and would have to either cease operation or the property owner has the right to petition the Village for zoning approval.
- A 30' landscaping buffer is required along the north side of the property and must be installed within nine months after annexation. Again, the property owner has the right to seek zoning relief of this and all other zoning requirements.

The attorney for the property owner has submitted the attached petition for annexation and zoning (although it is incomplete at this time) and requests that the Village not force annex the property. Given that the request for County zoning approval has been withdrawn, staff does not object to a continuance of this Ordinance, provided that a complete petition for annexation and zoning is provided prior to the next Board meeting (September 24). If it is not submitted, the property may be forcibly annexed at that time. If it is received, a Plan Commission public hearing for zoning could be scheduled as early as October 15, 2012.

It is our recommendation: that the Ordinance be continued to September 24, 2012.

B. Text Amendment (Z-18-2012; Outdoor Kitchens)

Attached is an Ordinance amending the Zoning Ordinance to add Outdoor Kitchens to the list of permitted accessory structures in residential districts. This amendment was recommended by the Plan Commission and the Board of Trustees previously directed staff to prepare the attached Ordinance.

It is our recommendation: that the Ordinance is approved.

C. Special Use (Z-15-2012: 161 Tower Drive – Ludicrous 6, LLC)

Attached is an Ordinance approving a special use for the sales of automobiles at 161 Tower Drive. This special use was recommended by the Plan Commission and the Board of Trustees previously directed staff to prepare the attached Ordinance.

It is our recommendation: that the Ordinance is approved.

D. Sidewalk Signs in Retail Business Districts (S-02-2012)

Attached is an Ordinance amending the Sign Ordinance to add Portable Sidewalk Signs to the list of conditional signs in the Business Districts. This amendment was recommended by the Plan Commission and the Board of Trustees previously directed staff to prepare the attached Ordinance.

It is our recommendation: that the Ordinance is approved.

E. Medical Office in Industrial District (16W300 83rd Street – Moreno)

Attached is an Ordinance granting special use approval for a medical office in a GI General Industrial District. The special use was recommended by the Plan Commission and the Board of Trustees previously directed staff to prepare the attached Ordinance.

It is our recommendation: that the Ordinance is approved.

7. RESOLUTIONS

A. Easement Rights/Installation of Improvements on Village Green

Attached please find a Resolution authorizing an agreement with the Burr Ridge Village Center granting certain easement rights to the Village for the purpose of installing and upgrading concert and event related equipment. Attorneys for both parties have reviewed the agreement and recommend its approval.

It is our recommendation: that the Resolution be adopted

8. CONSIDERATIONS

A. General Fund Financial Operations Update

Please find attached a Power Point presentation that I will be presenting on Monday evening, which indicates that the FY 11-12 Budget came in at a surplus amount of \$541,334.

B. Police Department Annual Report

Police Chief John Madden will be at the meeting on Monday night to present the Police Department's annual report.

C. Contract for In-Car Video Cameras and Related Equipment

A five-year replacement program was created during the FY 2011-12 Budget, commencing in FY 2012-13, to replace two in-car video systems per year. The Department's current video hardware in the patrol vehicles is

approximately five to six years old and is not reliable. The new patrol car video camera technology uses advanced hard drive data storage with wireless data transfer to a video server located in the police facility. The vendor for the hardware purchase is L3 Mobile-Vision, Inc. This vendor was chosen based upon research of multiple vendors by Deputy Chief Vaclav and interviews with neighboring police departments that use L3 Mobile-Vision cameras in their patrol vehicles. Of the numerous manufacturers of police mobile video hardware, L3 Mobile-Vision is rated the highest in dependability, quality of video capture and service.

It is our recommendation: that a contract be awarded to L3 Mobile-Vision, Inc. for two L3 Mobile Vision in-car video cameras and related equipment at a cost of \$5,295 each, for a grand total of \$10,690 (total includes \$100 S&H).

D. Police Department Safety Day Open House

The Burr Ridge Police Department would like to propose that we have a "Safety Day/Open House" on Saturday, October 20, 2012, from 10:00 a.m. until 3:00 p.m. This event would be coordinated by Officer Zuccherro and she would seek donations from Masterfoods (ice cream) and Brookhaven (water), and possibly have Starbuck's and Great American Bagel participate as well.

We would invite the local Police and Fire agencies, along with our Park Districts, Township offices, library, and our Village Hall and Public Works Departments. The Burr Ridge Park District would let us use their popcorn machine, so essentially we would have coffee, bagels, popcorn, ice cream, and water. The goal is to promote this as a family safety day. We will also try to have a K9 demo, as well as request an appearance from the Northern Illinois Police Alarm System (NIPAS).

In addition, we will ask the Willowbrook Cadets to assist with parking and traffic control, as well as our Citizens Police Academy alumni to man the refreshments table. If necessary, we have funds available in our "Public Programs" budget to cover any costs incurred.

It is our recommendation: that the request from the Police Department to host a Safety Day Open House on October 20, 2012, be approved.

E. Contract for 2012 Pedestrian Improvements Project

Construction documents have been prepared for the 2012 Pedestrian Improvements Project, which includes 1) reconstruction of the asphalt pathway along Chasemoor Drive, and 2) the repair of trip hazards at various locations within the Village. A solicitation for bids was published in the Doings newspaper.

Bids were opened publicly on September 4, 2012, and received as follows:

Davis Concrete Construction Co.	\$ 71,560.25
Daker Corp.	\$ 84,096.13
D'Land Construction Co.	\$ 97,009.60
Globe Construction Co.	\$ 97,174.50
Lorusso Construction	\$ 93,090.00

The FY 12-13 budget included \$165K for reconstruction of the front and rear Chasemoor pathways, plus \$11,500 for trip hazard repair. Based upon direction by the Pathway Commission and the Board of Trustees, the scope of the Chasemoor project was reduced to focus only on reconstruction of the front Chasemoor sidewalk at this time. Therefore, the project is well under budget. The Engineer's Estimate for this project was \$91,904; therefore, the low bid is 22% below the estimate. No errors or omissions were identified in the review of the lowest bids. Davis Construction Company has been awarded work in the Village previously and their work has been satisfactory. Work is expected to commence within two weeks and be completed this fall.

It is our recommendation: that the contract for the 2012 Pedestrian Improvements Project be awarded to the lowest responsible bidder, Davis Concrete Construction Company, in the amount of \$71,560.25.

F. Proclamation - "Fire Safety Month"

Enclosed is a letter from David Zalesiak, Public Education Officer for the Tri-State Fire Protection District, requesting that the Village Board approve a proclamation, also enclosed, designating the month of October as Fire Safety Month.

It is our recommendation: that the Proclamation be approved.

G. Proclamation - "No Text on Board – Pledge Day"

The Village was notified recently by the Illinois Municipal League that a partnership has been formed between the IML and AT&T Illinois that is designed to raise awareness to ensure that everyone arrives to their destination safely.

AT&T's "IT Can Wait" campaign" provides a clear message to motorists of the dangers of texting and driving. Now, on September 19, AT&T is holding its national "No Text on Board Pledge Day." On this day, people will vow to never text and drive again. The goal of this initiative is two-fold: to encourage people to make a commitment to keep themselves and others on the road safe, and to spread awareness of the dangers of texting while driving.

Gov. Quinn is supporting the effort by urging drivers to take this pledge and by proclaiming September as "Texting and Driving Awareness Month" in Illinois. Specifically, he is proclaiming September 19 as "No Text on Board Pledge Day" in our state and, to this end, is asking municipalities to issue a similar proclamation for their own community. Enclosed is the Village's proclamation.

Education is the key, because no text message is worth dying for. To learn more, to take the pledge or to watch a very powerful 11-minute documentary called "The Last Text," log on to www.att.com/ItCanWait.

It is our recommendation: that the Proclamation be approved.

H. Ratification of Approval of 8/27/12 Vendor List

Enclosed is the August 27, 2013, Vendor List in the amount of \$86,609.17 for all funds, plus \$192,307.37 for payroll, for a grand total of \$278,916.54.

It is our recommendation: that the approval of the August 27, 2012, Vendor List be ratified.

I. Approval of Vendor List

Enclosed is the September 10, 2012, Vendor List in the amount of \$72,843.71 for all funds, plus \$242,147.38 for payroll, for a grand total of \$314,991.09.

It is our recommendation: that the September 10, 2012, Vendor List be approved.